

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION

IN RE:

JOSEPH LANETH GUILLORY,

2633 East 19<sup>th</sup> Street  
Port Arthur, TX 77640  
SSN #xxx-xx-x785

Debtor.

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Case Number 18-10529

Chapter 11

**NOTICE OF ENGS COMMERCIAL FINANCE CO.  
REGARDING STATUS OF AMENDED PROOF OF CLAIM**

TO THE CLERK OF THE COURT, THE DEBTOR, AND OTHER INTERESTED PERSONS:

1. ENGS Commercial Finance Co. (“ENGS”) filed a secured Proof of Claim in this case in the amount of \$218,735.22. The Proof of Claim is based on two contracts as follows; a) Commercial Finance Agreement (“*Contract 1*”) dated August 25, 2017 secured by a 2018 Peterbilt Tractor, and b) Commercial Finance Agreement (“*Contract 2*”) dated November 14, 2017 and secured by a 2018 Utility Trailer and Refrigeration Unit.

2. Pursuant to the Debtor’s confirmed Amended Plan of Reorganization (“*Plan*”), ENGS’s claim based on Contract 1 is to be paid in installments and the collateral securing Contract 2 is to be surrendered. Section 3.3 of the Plan provides that secured claimants with collateral to be surrendered (including ENGS’s claim based on Contract 2) shall have 90 days after the Effective Date to file an amended proof of claim for any deficiency balance. The deadline to file an amended proof of claim is on or about December 31, 2019.

3. ENGS has recovered the collateral securing Contract 2 and made repairs to ready it for

sale. However, the collateral has not yet been sold. This Notice is given to report the status of foreclosure and sale. ENGS will file its amended proof of claim based on Contract 2 as soon as is practical following sale of the collateral.

Respectfully submitted,

KEMP SMITH LLP  
P.O. Box 2800  
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915.546.5360 (FAX)  
Attorneys for ENGS Commercial Finance Co.

By: 

James W. Brewer  
james.brewer@kempsmith.com  
State Bar No. 02965200

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this Notice was delivered by first class U.S. mail to the parties on the attached list this 30<sup>th</sup> day of December, 2019.

  
James W. Brewer

Label Matrix for local noticing  
0540-1  
Case 18-10529  
Eastern District of Texas  
Beaumont  
Mon Aug 12 13:35:44 CDT 2019

Amur Equipment Finance, Inc.  
Attn: Legal Department  
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Grand Island, NE 68801-5985

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Des Moines, IA 50306-0438

Wells Fargo Bank, N.A.  
P.O. Box 10438, MAC F8235-02F  
Des Moines, IA 50306-0438

Wells Fargo Jewelry Advantage (20)  
Attn: Bankruptcy  
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Des Moines, IA 50306-0438

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

Engs Commercial Finance Co.  
1 Pierce Place, Ste 1100 West  
Itasca, IL 60143

Internal Revenue Service  
P. O. Box 21126  
Philadelphia, PA 19114

Portfolio Recovery Associates, LLC  
POB 41067  
Norfolk VA 23541

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) Comdata, Inc.

(d) PRA Receivables Management, LLC  
PO Box 41021  
Norfolk, VA 23541-1021

|                     |    |
|---------------------|----|
| End of Label Matrix |    |
| Mailable recipients | 54 |
| Bypassed recipients | 2  |
| Total               | 56 |